

August 12, 2003

IN RE: DOCKET NO. 2002-367-C & 2002-408-C – Generic Proceedings

A COPY OF **BELLSOUTH'S RESPONSE TO THE CONSUMER
ADVOCATE'S INTERROGATORIES (SET NO. 2)** HAS BEEN
DISTRIBUTED TO THE FOLLOWING:

Chief, McDaniel

Legal (1)

Exec. Ass't to Commissioners

Research Dept.

pao

ACCEPTED
703 8-12-03



Res. 7/11/03
POSTED
DW 8/12/03

BellSouth Telecommunications, Inc.
Legal Department
1600 Williams Street
Suite 5200
Columbia, SC 29201

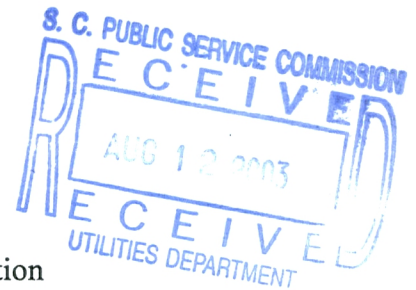
Patrick W. Turner
General Counsel-South Carolina

803 401 2900
Fax 803 254 1731

patrick.turner@bellsouth.com

August 11, 2003

The Honorable Gary E. Walsh
Executive Director
Public Service Commission of South Carolina
Post Office Drawer 11649
Columbia, South Carolina 29211



Re: Generic Proceeding to Address Abuse of Market Position
Docket No. 2002-367-C
Proceeding to Define the Term "Inflation-Based Index"
Docket No. 2002-408-C

Dear Mr. Walsh:

Enclosed for filing are the original and fifteen copies of BellSouth Telecommunications, Inc.'s Response to the Consumer Advocate's Second Set of Interrogatories in the above-referenced matters.

By copy of this letter, I am serving this response on all parties of record as reflected on the attached Certificate of Service.

Sincerely,

Patrick W. Turner

PWT/nml
Enclosure
cc: Parties of Record

PC Docs #500304

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2003 AUG 11 PM 3:59
SC PUBLIC SERVICE
COMMISSION

BellSouth Telecommunications, Inc
Dkt. Nos. 2002-367-C/2002-408-C
BellSouth's Answers to Consumer Advocate's
2nd Set of Interrogatories
August, 2003
Item No. 2-1
Page 1 of 1

REQUEST: On pages 15-18 of his Responsive Testimony, Mr. Ruscilli mentions several states that have alternative regulation plans. Please provide the commission orders from each state mentioned; in addition, separately provide the commission orders and identify each state that allows Bellsouth to increase local exchange rates based on inflation.

RESPONSE: BellSouth objects to this Interrogatory on the grounds that it seeks information that is a matter of public record and, therefore, that is as available to the Consumer Advocate as it is to BellSouth. BellSouth also objects to this Interrogatory to the extent that it seeks to impose obligations on BellSouth that exceed the requirements of the South Carolina Rules of Civil Procedure or South Carolina law. Without waiving these objections, please see BellSouth's response to Interrogatory No. 1-2.

BellSouth Telecommunications, Inc
Dkt. Nos. 2002-367-C/2002-408-C
BellSouth's Answers to Consumer Advocate's
2nd Set of Interrogatories
August, 2003
Item No. 2-2
Page 1 of 1

REQUEST: On page 18 of his Responsive Testimony, Mr. Ruscilli states that the FCC changed its rules and regulations on the application of an inflation based index by removing the productivity or X factor offset. Please provide a copy of the FCC order(s) that changed its rules.

RESPONSE: BellSouth objects to this interrogatory to the extent that it mischaracterizes Mr. Ruscilli's testimony. BellSouth also objects to this Interrogatory to the extent that it seeks to impose obligations on BellSouth that exceed the requirements of the South Carolina Rules of Civil Procedure or South Carolina law. BellSouth further objects to this Interrogatory on the grounds that it seeks information that is a matter of public record and, therefore, that is as available to the Consumer Advocate as it is to BellSouth. Without waiving these objections, please see:
CALLS Order - Access Charge Reform, Price Cap Performance Review for Local Exchange Carriers, Low-Volume Long-Distance Users, Federal-State Joint Board on Universal Service, Sixth Report and Order in CC Docket Nos. 96-262 and 94-1, Report and Order in CC Docket No. 99-249, Eleventh Report and Order in CC Docket No. 96-45, 15 RCC Rcd 12962 (2000); and
Pricing Flexibility Orders – In the Matter of Access Charge Reform, et al., CC Docket No. 96-262, et al., Fifth Report and Order and Further Notice of Proposed Rulemaking, 14 FCC Rcd 14221 (1999) ("Pricing Flexibility Order"). In the Matter of BellSouth Petition for Pricing Flexibility for Special Access and Dedicated Transport Services, CCB/CPD No. 00-20, Memorandum Opinion and Order, 15 FCC Rcd 24588 (2000). In the Matter of BellSouth Petition for Phase I Pricing Flexibility for Switched Access Services, CCB/CPD NO. 00-21, Memorandum Opinion and Order, 16 FCC Rcd 5040 (2001).

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BellSouth Telecommunications, Inc
 Dkt. Nos. 2002-367-C/2002-408-C
 BellSouth's Answers to Consumer Advocate's
 2nd Set of Interrogatories
 August, 2003
 Item No. 2-3
 Page 1 of 1

REQUEST: At page 24 of his Responsive Testimony, Dr. Taylor mentions the states of Maine, Massachusetts, Rhode Island, and New Jersey as states that have removed productivity or X factors from the method used to adjust local exchange rates. For each state, please provide the commission orders removing the factors and the commission orders that established a new method of adjustment of local exchange rates.

RESPONSE: BellSouth objects to this Interrogatory on the grounds that it seeks information that is a matter of public record and, therefore, that is as available to the Consumer Advocate as it is to BellSouth. BellSouth also objects to this Interrogatory to the extent that it seeks to impose obligations on BellSouth that exceed the requirements of the South Carolina Rules of Civil Procedure or South Carolina law. Without waiving these objections, please see: Order, *Investigation by the Department of Telecommunications and Energy on its own Motion into the Appropriate Regulatory Plan to succeed Price Cap Regulation for Verizon New England, Inc. d/b/a Verizon Massachusetts' intrastate retail telecommunications services in the Commonwealth of Massachusetts*, Docket No. D.T.E. 01-31-Phase II (Massachusetts Department of Telecommunications and Energy, April 11, 2003); Order (Part 2), *Maine Public Utilities Commission Investigation into Verizon Maine's Alternative Form of Regulation*, Docket No. 99-851 (Maine Public Utilities Commission, June 25, 2001); Board Meeting, *In the Matter of the Application of Verizon-New Jersey, Inc. for Approval (i) of a New Plan for an Alternative Form of Regulation and (ii) to Reclassify Multi-Line Rate Regulated Business Services as Competitive Services, and Compliance Filing*, Docket No. TO01020095 (State of New Jersey Board of Public Utilities, June 19, 2002); Report and Order, *In re: Verizon Rhode Island's Alternative Regulation Plan*, Docket No. 3445 (State of Rhode Island and Providence Plantations Public Utilities Commission, January 10, 2003).

STATE OF SOUTH CAROLINA)
) CERTIFICATE OF SERVICE
COUNTY OF RICHLAND)

The undersigned, Nyla M. Laney, hereby certifies that she is employed by the Legal Department for BellSouth Telecommunications, Inc. ("BellSouth") and that she has caused BellSouth Telecommunications, Inc.'s Response to the Consumer Advocate's Second Set of Interrogatories in Docket No. 2002-367-C and 2002-408-C to be served upon the following this August 11, 2003:

F. David Butler, Esquire
General Counsel
S. C. Public Service Commission
Post Office Box 11649
Columbia, South Carolina 29211
(PSC Staff)
(U.S. Mail and Electronic Mail)

Elliott F. Elam, Jr., Esquire
S. C. Department of Consumer Affairs
3600 Forest Drive, 3rd Floor
Post Office Box 5757
Columbia, South Carolina 29250-5757
(Consumer Advocate)
(U.S. Mail and Electronic Mail)

Steven W. Hamm, Esquire
Richardson, Plowden, Carpenter &
Robinson
1600 Marion Street
Post Office Box 7788
Columbia, South Carolina 29202
(Verizon South Inc.)
(U.S. Mail and Electronic Mail)

John J. Pringle, Jr., Esquire
Ellis, Lawhorne & Sims, P.A.
Post Office Box 2285
Columbia, South Carolina 29202
(CompSouth)
(U.S. Mail and Electronic Mail)

Darra W. Cothran, Esquire
Woodward, Cothran & Herndon
1200 Main Street, 6th Floor
Post Office Box 12399
Columbia, South Carolina 29211
(MCI WorldCom Communications, Inc. and
MCImetro Access Transmission Services, LLC)
(U.S. Mail and Electronic Mail)

Mr. Stan Bugner
State Director/Reg. & Government Affairs
1301 Gervais Street, Suite 825
Columbia, South Carolina 29201
(Verizon Select Services, Inc.)
(U.S. Mail and Electronic Mail)

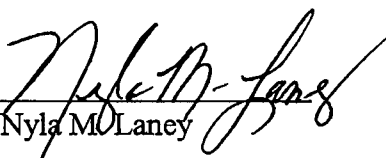
Kennard B. Woods
MCI WorldCom, Inc.
Law and Public Policy
6 Concourse Parkway, Suite 600
Atlanta, GA 30328
(MCI WorldCom Communications, Inc. and
MCImetro Access Transmission Services, LLC)
(U.S. Mail and Electronic Mail)

Robert D. Coble
Nexsen Pruet Jacobs & Pollard, LLC
1441 Main Street, Suite 1500
Columbia, South Carolina 29201
(ALLTEL South Carolina, Inc.)
(U.S. Mail and Electronic Mail)

Kay Berry
Coordinator Governmental Affairs
ALLTEL South Carolina, Inc.
2000 Center Point Drive, Suite 2400
Columbia, South Carolina 29210
(U.S. Mail and Electronic Mail)

Scott Elliott, Esquire
Elliott & Elliott, P.A.
721 Olive Street
Columbia, South Carolina 29205
(United Telephone Company of the Carolinas/Sprint)
(U.S. Mail and Electronic Mail)

H. Edward Phillips, III, Esquire
Legal Department Mailstop: NCWKFR0313
14111 Capital Boulevard
Wake Forest, North Carolina 27587-5900
(United Telephone Company of the Carolinas/Sprint)
(U.S. Mail and Electronic Mail)


Nyla McLaney

PC Docs # 471744